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BANK OF AMERICA, N.A. and BANK OF  
AMERICA TECHNOLOGY AND  
OPERATIONS, INC.

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Attorneys for Plaintiff  
IP SOLUTIONS, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
(SAN JOSE DIVISION)

IP SOLUTIONS, INC., a Delaware  
corporation,

Plaintiff,

v.

BANK OF AMERICA, N.A., a National  
Banking Association Member; BANK OF  
AMERICA TECHNOLOGY AND  
OPERATIONS, INC., a Delaware  
corporation,

Defendants.

Case No. 07-CV-2774 (JF)

**STIPULATION AND [PROPOSED] ORDER  
CONTINUING THE PARTIES'  
CONFERENCE PURSUANT TO FED. R.  
CIV. PROC. 26(f)**

TO THE COURT, TO ALL PARTIES, AND TO THE PARTIES' ATTORNEYS OF  
RECORD:

1       IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff, IP SOLUTIONS,  
2 INC. ("Plaintiff"), and Defendants, BANK OF AMERICA, N.A. and BANK OF AMERICA  
3 TECHNOLOGY AND OPERATIONS, INC. ("Defendants"), that the parties' conference pursuant  
4 to Fed. R. Civ. Proc. 26(f), currently scheduled for December 7, 2007, be continued up to and until  
5 December 21, 2007, or to a later date at the Court's convenience.

6       The parties desire to continue the 26(f) conference due to counsel for Defendants'  
7 conflicting and unavoidable trial obligations in another matter. Specifically, counsel for Defendants  
8 are in trial in the District of Delaware up to and until December 14, 2007.

9       This Stipulation is not entered into for purposes of delay, and will not alter the date of any  
10 event or any deadline already fixed by Court order. By entering into this Stipulation, neither  
11 Plaintiffs nor Defendants waive any rights, claims or defenses they may have in this action.

12       This Stipulation may be executed in counterparts and by facsimile signature, each of which,  
13 when executed, shall be an original and all of which together shall constitute one and the same  
14 stipulation. This Stipulation contains the entire agreement among the parties. The undersigned  
15 hereby consent to the terms set forth in the foregoing Stipulation.

16       IT IS SO STIPULATED AND AGREED.

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1 Dated: November 30, 2007

FISH & RICHARDSON P.C.

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By: /s/ Christina D. Jordan  
Christina D. Jordan

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Attorneys for Defendants  
BANK OF AMERICA, N.A. and BANK OF  
AMERICA TECHNOLOGY AND  
OPERATIONS, INC.

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9 Dated: November 30, 2007

TRIAL AND TECHNOLOGY LAW GROUP

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By: /s/ Robert A. Spanner  
Robert A. Spanner

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Attorney for Plaintiff  
IP SOLUTIONS, INC.

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**DECLARATION OF CONSENT**

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Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty  
of perjury that concurrence in the filing of this document has been obtained from Robert A.  
Spanner.

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Dated: November 30, 2007

FISH & RICHARDSON P.C.

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By: /s/ Christina D. Jordan  
Christina D. Jordan

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Attorneys for Defendants  
BANK OF AMERICA, N.A. and BANK OF  
AMERICA TECHNOLOGY AND  
OPERATIONS, INC.

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## ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: ,2007

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HONORABLE JEREMY FOGL  
JUDGE OF THE UNITED STATES DISTRICT COURT

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